

DECISION**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D. C. 205481007
~~60998~~ 98816

FILE: B-186412

DATE: June 16, 1976

MATTER OF: Merritt Enterprises, Inc.
American Coin Meter
American Dryer Corporation**DIGEST:**

Question concerning small business size status of bidder is not for consideration by GAO since conclusive authority over question is vested by statute in SBA.

Merritt Enterprises, Inc., American Coin Meter, and American Dryer Corporation have protested the proposed award of a contract by the Army to Laundry Equipment Sales and Service Company for the rental and maintenance of laundry equipment for use at Fort Bliss, Texas. The protesters question the small business size status of the proposed awardee.

The regional office of the Small Business Administration (SBA) has determined that the proposed awardee is a small business. Merritt Enterprises, Inc. and American Coin Meter have appealed the size determination to the SBA Size Appeal Board. The appeals are still pending.

Under 15 U.S.C. § 637 (b)(6)(1970), the SBA has been granted conclusive authority to determine matters of small business size for procurement purposes. Therefore, our Office will not review questions of a bidder's small business size status. B-184294, July 14, 1975; 75-2 CPD 33. Accordingly, we are closing our files on this matter.

Paul G. Dembling
Paul G. Dembling
General Counsel